

CHAPTER NO. 461

SENATE BILL NO. 1758

By Haun, Burks

Substituted for: House Bill No. 1515

By Head

AN ACT To amend Tennessee Code Annotated, Title 4; Title 56; Title 68 and Title 71, relative to long-term care services.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 71-5-1408, is amended by adding the following as new subsections:

(d) The Commission on Aging and Disability shall equitably allocate funding resources between urban and rural areas to program components that provide services to elderly and disabled individuals in need of assistance who do not qualify for long-term care services under medical assistance pursuant to Part 1 of this chapter.


(e) By August 1, 2001, the Commission on Aging and Disability shall establish an average maximum statewide unit cost for service provided to elderly and disabled individuals in need of assistance who do not qualify for long-term care services pursuant to Part 1 of this chapter. In developing the rate, the commission shall take into account the unit of service rate permitted for such service under any federal waiver for providing assistance under this chapter if such service is also provided under the federal waiver and in no case can it be more than twenty percent (20%) above the average statewide unit cost for that specific service.

SECTION 2. No expenditure of public funds pursuant to this act shall be made in violation of the provisions of Title VI of the Civil Rights Act of 1964, as codified in 42 United States Code 2000(d).

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: July 12, 2001


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this day of 2001

DON SUNDQUIST, GOVERNOR

Pursuant to Article III, Section 18, of the Constitution of the State of Tennessee, the Governor had Senate Bill No. 1758 in his possession longer than ten (10) days, so therefore the bill becomes law without the Governor's signature.